

U.S. ENVIRONMENTAL PROTECTION AGENCY  
POLLUTION REPORT

Date: October 23, 1996

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SUBJECT: Industry Court Site, Deer Park, Suffolk County, New York.

POLREP: POLREP 3 (Final)

I. BACKGROUND

Site No.:	GU
Facility ID. No.:	NYP000793141
Delivery Order No.:	2001-02-098
Response Authority:	CERCLA/CWA
ERNS No.:	N/A
NPL Status:	Non-NPL
Approval Status:	N/A
Status of Action Memorandum:	03/15/96
Start Date:	03/20/96
Completion Date:	08/09/96

II. INCIDENT INFORMATION

A. CERCLA Incident Category: Abandonment of Hazardous Materials.

B. Situation

1. Site Description/Information A trailer which was reported stolen from the American Pallet Company in January 1995, was found abandoned along the side of a road in Long Island, New York in December 1995. When the trailer was found it was opened and appeared to be loaded (floor to ceiling) with pallets so it was returned to the facility to





be unloaded. As the trailer was being unloaded, drums stacked 2 high were encountered about 10 feet from the door. It is estimated that approximately 100 drum are on the trailer. The police was notified, who in turn notified the Environmental Crimes Unit of the Suffolk County District Attorney's (DA) office for investigation. On December 11, 1995 the Suffolk County DA Environmental Crimes Unit took 6 samples from the drums and determined that the drums were plating wastes. On December 27, 1995 the New York State Department of Conservation notified the U.S. EPA. On December 28, 1995 EPA conducted an expedited removal assessment. The trailer was secured as a crime scene until January 26, 1996 until the Environmental Crimes Units could complete its investigation. The position of the Suffolk County DA's Environmental Crimes Unit is that the American Pallet Company is not the PRP but rather a crime victim.

## 2. Response Information

### ACTION TAKEN:

A. EPA and START conducted an expedited removal assessment on 12/28/95 and found a trailer containing approximately 100 drums of abandoned plating wastes. Air monitoring revealed no readings in the breathing zone.

B. Written authorization (\$248,000, \$150,000 mitigation) was given (03/15/96) to start the removal and ERCS was activated.

C. ERCS mobilized to the site on 03/21/96, stabilized and moved 8 containers from the parking lot to the staging area at the rear of the property and then demobilized from the site the same day. This completed Phase I.

D. Phase II, which includes the removal of drums from the trailer for staging, overpacking, sampling, hazcatting and disposal analysis was completed during 5/08-17/96.

E. Transportation and disposal was completed on 8/2/96 in accordance with EPA's off-site policy.

3. Enforcement: Suffolk County Environmental Crimes Unit investigators were on the site and have taken samples for evidence. EPA CID from Region 5 (Detroit) also has been notified and have coordinated with the County investigators. The criminal enforcement lead is EPA CID Region 5 (Detroit) on this case. Criminal enforcement actions are pending. Some evidence has identified PRPs as well as possible transporters. This removal action will also support these criminal case actions.

C. Next Steps: This completes the removal actions at this site.

